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PATENT ATTORNEY DOCKET NO.: 056291-5130

# THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:	)
BOYLE et al.	)
Appln. No.: 09/242,461	) Group Art Unit: 1624
Filed: February 17, 1999	) Examiner: B. Coleman
FOR: 3-MERCAPTOPYRROLIDINES AS FARNESYL PROTEIN TRANSFERASE INHIBITORS	) ) )
Commissioner for Patents U.S. Patent and Trademark Office 2011 South Clark Place Customer Window Crystal Plaza Two, Lobby, Room 1B03 Arlington, VA 22202	Date: November 18, 2004

Sir:

### **AMENDMENT (FEE) TRANSMITTAL FORM**

- 1. Transmitted herewith is an Amendment responding to the Office Action dated May 18, 2004.
- 2. Additional papers enclosed:
  - Copy of Abstract from <u>Cancer Research</u>, Vol. 36, Issue 6, pp. 1894-1899 (in support of Remarks portion of Amendment and Response)
  - Copy of definition of "teratocarcinoma" from Stedmans Medical Dictionary, 24th Edition (in support of Remarks portion of Amendment and Response)

## 3. Extension of Time

_	oceedings herein are for a patent $\delta(a)$ apply.	application and the pr	ovisions of 37 C.F.R.			
	Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.					
$\boxtimes$	Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:					
	Total Months <u>Requested</u>	Fee for Extension	Fee for Small Entity			
	one month	\$110.00	\$ 55.00			
	two months	\$430.00	\$215.00			
	three months	\$980.00	\$490.00			
	four months	\$1,530.00	\$765.00			
	five months	\$2,080.00	\$1,040.00			
	If an additional extension of tim therefor.	e is required, please co	onsider this a Petition			
	An extension formonths therefor of \$ is deducted f extension now requested.					

# Extension of time fee due with this request: \$980.00

# 4. Constructive Petition

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

## 5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED							
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	То	tal Fees
Total Claims (37 C.F.R. §1.16(c))	15	minus	25	0	x \$18/\$9 each=	\$	0.00
Independent Claims (37 C.F.R.§1.16(b))	2	minus	3	0	x \$88/\$44 each=	\$	0.00
First presentation of Multiple dependent claim(s): previously paid \$300/\$150					\$	0.00	
Fee for 3 Month Extension of Time					\$	980.00	
TOTAL FEE =					\$	980.00	

### 6. Fee Payment

- The Commissioner is hereby authorized to charge \$980 to Deposit Account No. 50-0310 for Three-Month Extension of Time Fee.
- The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully Submitted,

Morgan Lewis & Bockins LLP

Date: November 18, 2004 Morgan Lewis & Bockius LLP Customer No. **09629** 

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November 18, 2004

ATTORNEY DOCKET NO.: 056291-5130

Date:

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Arlington, VA 22202

Sir:

#### **RESPONSE**

This is in response to the Office Action dated May 18, 2004, the time for responding to which has been extended to and including November 18, 2004, by the petition and authorization for fee payment submitted herewith. A minor amendment to the specification follows at page 2, and a full set of the claims as they presently exist is reproduced beginning at page 3, for the Examiner's convenience, but there is no further amendment to the claims.

Reconsideration of the new matter objection to the specification and the rejection of claim 22 are respectfully requested in view of the specification amendment and/or the following remarks.

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